

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS & ST. JOHN

| | | |
|-------------------------------|---|--------------------|
| VICTOR M. BOOTH, as Personal |) | |
| Representative of the Estate |) | |
| of STEPHEN M. BOOTH, |) | |
| |) | |
| Plaintiff, |) | Civil No. 2006-217 |
| |) | |
| v. |) | |
| |) | |
| JEANNE BOWEN, Individually |) | |
| and d/b/a Dive World, Dive |) | |
| World, Inc., a Virgin Islands |) | |
| Corporation, and MICHELLE |) | |
| SKILLMAN, |) | |
| |) | |
| Defendants. |) | |
| |) | |

ATTORNEYS:

Thomas H. Hart, III, Esq.
St. Croix, U.S.V.I.
For the Plaintiff.

Leslie A. Kelley, Esq.
St. Croix, U.S.V.I.
For the Defendants.

ORDER

GÓMEZ, C.J.

Before the Court is the motion of the defendants, Jeanne Bowen, individually and d/b/a Dive World, Inc., and Michelle Skillman (together, the "Defendants"), for summary judgment against the plaintiff, Victor M. Booth, as personal representative of the estate of Stephen M. Booth. For the reasons more fully stated in the Memorandum Opinion of even date, it is hereby

ORDERED that the motion is **GRANTED** as to Count One and Count Three of the complaint and that summary judgment shall be entered for the Defendants as to Count One and Count Three; it is further

ORDERED that the motion is **DENIED** as to Count Two of the complaint.

Dated: January 10, 2008

S_____
CURTIS V. GÓMEZ
Chief Judge

copy: Thomas H. Hart, III, Esq.
Leslie A. Kelley, Esq.
Mark A. Hruska, Esq.
Robert L. Parks, Esq.
Barry L. Nace, Esq.